

The Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

KICHUL LEE, et al.,

Petitioners.

NO. C04-00449RSL

v.

JOHN ASHCROFT, Attorney General, et al.,

Respondents

Plaintiffs and Defendants, by and through their undersigned counsel, hereby agree and stipulate as follows:

1. Defendant, U.S. Citizenship and Immigration Services ("USCIS"), agrees to pay Plaintiffs attorneys fees pursuant to the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412, in the amount of \$183,425.00.

2. Defendants agree to pay Plaintiffs costs pursuant to the EAJA in the amount of \$1,018.00.

3. The total EAJA fees of \$183,425.00 and total costs of \$1,018.00 represent the total fees and costs that will be paid to Plaintiffs in this matter notwithstanding any additional fees and costs Plaintiffs may incur in concluding this matter or monitoring the settlement agreement. Except that Plaintiffs may seek additional attorneys fees or

STIPULATION FOR COMPROMISE  
SETTLEMENT AND RELEASE OF CLAIMS - 1  
(C04-00449RSL)

UNITED STATES ATTORNEY  
601 UNION STREET, SUITE 5100  
SEATTLE, WASHINGTON 98101-3903  
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costs pursuant to Paragraph 12 of the Settlement Agreement if the Settlement Agreement is breached.


4. The EAJA fees paid pursuant to this agreement include the time that Plaintiffs have invested to date in the following two cases, Abdul Al-Tamimi (A71-679-060) and Raad Nassir Almansur (A71-674-188). These cases will be severed from this action and will proceed as individual cases, as if the applicants had filed separate Complaints. Plaintiffs may apply for attorneys fees for additional work performed on these cases by application to the court in accordance with the EAJA.

5. The EAJA fees paid pursuant to this agreement include fees for work performed by Gibbs Houston Pauw on the following case: Hongda Sao (A23-780-266) v. Robert Okin, District Director, et. al., No. 03-3817L. By agreement of the parties, fees on this matter were included in the total EAJA fee award agreed to in the settlement of Lee v. Ashcroft, et. al., No. 04-449RSL.

6. This agreement is hereby incorporated into the Settlement Agreement entered into by the parties on August 11, 2005.

Executed this 2<sup>nd</sup> day of November, 200<sup>5</sup>.


SIGNED:

  
KRISTIN B. JOHNSON  
Assistant U.S. Attorney  
Attorney for the United States  
WSBA No. 28189

DATE:

November 2, 2005

SIGNED:

  
PATRICIA CORRALES-TALLENDA  
Department of Homeland Security  
Attorney for the United States

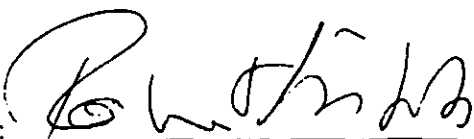
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October 25, 2005


STIPULATION FOR COMPROMISE  
SETTLEMENT AND RELEASE OF CLAIMS - 2  
(C04-00449RSL)

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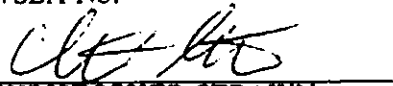
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SIGNED:   
ROBERT H. GIBBS  
Attorney for Plaintiffs  
WSBA No.5932

DATE: 10/21/05

SIGNED:   
ROBERT PAUW  
Attorney for Plaintiffs  
WSBA No.

DATE: 10/21/05

SIGNED:   
CHRISTOPHER STRAWN  
Attorney for Plaintiffs  
WSBA No.32243

DATE: 10/21/05